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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,) CR 10-00731 LHK
Plaintiff,) STIPULATION AND [PROPOSED]
v.) ORDER CONTINUING STATUS
HAI MANH HOANG,) CONFERENCE AND DOCUMENTING
Defendant.) EXCLUSION OF TIME.

The defendant, Hai Manh Hoang, and the government together respectfully stipulate as follows:

1. A change of plea or status conference is currently scheduled in this matter on April 18, 2012, at 9:00 a.m.;
2. The parties hereby advise the Court that the parties are continuing to confer over a potential disposition. Additional facts have come to light during that discussion that require further inquiry by counsel for defendant Hoang.

Accordingly, the parties request a continuance of the status conference to enable counsel to further investigate. The parties therefore request that the Court set the matter for change of plea or status conference on May 9, 2012, at 9:00 a.m. The parties jointly request that the Court

STIPULATION AND [PROPOSED] ORDER

1 exclude the period of time between April 18, 2012, and May 9, 2012, under the Speedy Trial Act
2 calculation for effective preparation of counsel, taking into account the exercise of due diligence.
3 See 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

4 IT IS SO STIPULATED.

6 Dated: April 17, 2012

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8 /s/
9 RICHARD POINTER
10 Counsel for Defendant

9 Dated: April 17, 2012

10 MELINDA HAAG
11 United States Attorney

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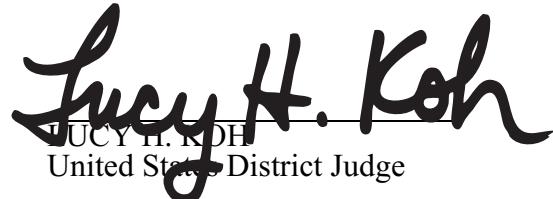
13 /s/
14 MICHELLE J. KANE
15 Assistant United States Attorney

16 ORDER

17 Based upon the representation of counsel and for good cause shown, the Court finds that
18 failing to exclude the time between April 18, 2012, and May 9, 2012, would unreasonably deny
19 the defendant continuity of counsel and would deny counsel the reasonable time necessary for
20 effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §
21 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time
22 between April 18, 2012, and May 9, 2012, from computation under the Speedy Trial Act
23 outweigh the best interests of the public and the defendant in a speedy trial. Therefore, IT IS
24 HEREBY ORDERED that the time between April 18, 2012, and May 9, 2012, shall be excluded
25 from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

26 IT IS SO ORDERED.

27 Dated: 4/17, 2012

28 
LUCY H. KOH
United States District Judge